

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2699 Session of
1996

INTRODUCED BY CORRIGAN AND LYNCH, JUNE 11, 1996

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 11, 1996

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," further providing for the
21 powers, duties and jurisdiction of the Capitol Police, Campus
22 Police and Commonwealth Property Police.

23 The General Assembly of the Commonwealth of Pennsylvania
24 hereby enacts as follows:

25 Section 1. Section 2416 of the act of April 9, 1929
26 (P.L.177, No.175), known as The Administrative Code of 1929,
27 amended September 27, 1978 (P.L.775, No.149), is amended to

1 read:

2 Section 2416. Capitol Police, Commonwealth Property Police
3 and Campus Police.--The Capitol Police, Commonwealth Property
4 Police and the Security or Campus Police of all State colleges
5 and universities, State aided or related colleges and
6 universities and community colleges shall have the power, and
7 their duty shall be:

8 (a) To enforce good order in State buildings and on State
9 grounds in Dauphin County, in the Pittsburgh State Office
10 Building and the grounds, in the Philadelphia State Office
11 Building and the grounds and in the grounds and buildings of all
12 State colleges and universities, State aided or related colleges
13 and universities and community colleges;

14 (b) To protect the property of the Commonwealth in State
15 grounds and buildings in Dauphin County, in the Pittsburgh State
16 Office Building and grounds, in the Philadelphia State Office
17 Building and grounds and in the grounds and buildings of all
18 State colleges and universities, State aided or related colleges
19 and universities and community colleges;

20 (c) To exclude all disorderly persons from the premises of
21 the State Capitol, State buildings in Dauphin County, the
22 Pittsburgh State Office Building and the Philadelphia State
23 Office Building and from the grounds and buildings of all State
24 colleges and universities, State aided or related colleges and
25 universities and community colleges;

26 (d) In the performance of their duties, to adopt whatever
27 means may be necessary;

28 (e) To exercise the same powers as are now or may hereafter
29 be exercised under authority of law or ordinance by the police
30 of the cities of Harrisburg, Pittsburgh and Philadelphia,

1 municipalities in Dauphin County wherein State buildings are
2 located and in municipalities wherein said colleges,
3 universities and community colleges are located[;], including,
4 but not limited to, those powers conferred pursuant to 42
5 Pa.C.S. Ch. 89 Subch. D (relating to Municipal Police
6 Jurisdiction).

7 (f) To prevent crime, investigate criminal acts, apprehend,
8 arrest and charge criminal offenders and issue summary citations
9 for acts committed in State office grounds and buildings in
10 Dauphin County, the Pittsburgh State Office Building and the
11 Philadelphia State Office buildings and grounds and on the
12 premises and grounds and buildings of all State colleges and
13 universities, State aided or related colleges and universities
14 and community colleges, and carry the offender before the proper
15 alderman, justice of the peace, magistrate or bail commissioner
16 and prefer charges against him under the laws of the
17 Commonwealth. For purposes of this subsection, "premises" shall
18 include all lands and buildings owned, controlled, leased and/or
19 managed by the college, university or community college. Except
20 when acting pursuant to 42 Pa.C.S. Ch. 89, Subch. D, Campus
21 Police of all State colleges and universities, State aided or
22 related colleges and universities and community colleges whose
23 course of training is approved under the act of June 18, 1974
24 (P.L.359, No.120), referred to as the Municipal Police Education
25 and Training Law, shall exercise their powers and perform their
26 duties only on the premises or within five hundred (500) yards
27 of the premises of the State college or university, State aided
28 or related college or university or community college, except
29 that such Campus Police and municipalities are authorized to
30 enter into an agreement with the municipality wherein said

1 college, university or community college is located to exercise
2 concurrently those powers and to perform those duties conferred
3 pursuant to this section within a mutually identified,
4 additional geographic area or areas of the municipality. When so
5 acting, the Campus Police shall have the same powers, immunities
6 and benefits granted to police officers in 42 Pa.C.S. Ch. 89
7 Subch. D. For the purposes of applying the provisions of 42
8 Pa.C.S. Ch. 89 Subch. D, the premises, and within five hundred
9 (500) yards of the premises of the State college or university,
10 State aided or related college or university or community
11 college shall constitute the primary jurisdiction of the Campus
12 Police. When acting within the scope of the authority of this
13 act, Campus Police are, at all times, employees of the State
14 college or university, State aided or related college or
15 university or community college and shall be entitled to all of
16 the rights and benefits accruing therefrom.

17 (g) To order off said grounds and out of said buildings all
18 vagrants, loafers, trespassers, and persons under the influence
19 of liquor, and, if necessary, remove them by force, and, in case
20 of resistance, carry such offenders before an alderman, justice
21 of the peace, bail commissioner or magistrate and

22 (h) To arrest any person who shall damage, mutilate or
23 destroy the trees, plants, shrubbery, turf, grass-plots,
24 benches, buildings or structures, or commit any other offense
25 within State buildings on State grounds in Dauphin County, the
26 Pittsburgh State Office Building and grounds, and the
27 Philadelphia State Office Building and grounds, the Executive
28 Mansion, and the grounds and buildings of all State colleges and
29 universities, State aided or related colleges and universities
30 and community colleges, and carry the offender before the proper

1 alderman, justice of the peace, bail commissioner or magistrate
2 and prefer charges against him under the laws of the
3 Commonwealth.

4 Security and Campus Police shall exercise their powers and
5 perform their duties [only on the premises of the State colleges
6 and universities, State aided or related colleges and
7 universities and community colleges by or for which they are
8 employed and] only after they have completed a course of
9 training including crisis intervention training and riot control
10 as approved by the Department of Education or completed a course
11 of training under the act of June 18, 1974 (P.L.359, No.120),
12 referred to as the Municipal Police Education and Training Law
13 except, that Campus Police employed by State owned colleges and
14 universities located in any municipalities, other than cities of
15 the first class or second class, are authorized, in emergency
16 situations occurring within the municipality, upon the request
17 of the mayor or other executive authority and under the
18 direction of the local law enforcement authorities, to exercise
19 those powers and perform those duties conferred pursuant to this
20 section within the municipality for the limited purpose of
21 aiding local authorities in emergency situations. When so
22 acting, the Campus Police shall be acting within the scope of
23 the authority of this act and are, at all times, State employes
24 of this Commonwealth and entitled to all the rights and benefits
25 accruing therefrom.

26 Section 2. This act shall take effect in 60 days.